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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Masao Fukuda, et al.

Attorney Docket No.: ISHDP165D1

Application No.: 09/996,624

Examiner: C.R. Harmon

Filed: November 28, 2001

Group: 3721

Title: PACKAGING MACHINE

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on December 23, 2005 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: _____

Deborah Neill

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
(37 CFR 1.181)**

Mail Stop: Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby requests that the Notice of Abandonment mailed on May 26, 2005 be withdrawn in view of the timely submission of Amendment "D", formatted to comply with the Notice of Noncompliant Amendment mailed on February 7, 2005. The following is a list of events that occurred prior to the issuance of the Notice of Abandonment.

Applicant acknowledges that a Notice of Noncompliant Amendment was mailed by the Patent and Trademark Office on February 7, 2005, stating that claims 6-17 were missing.

In response, applicant mailed a revised Amendment "D" showing that claims 6-17 had been canceled.

Applicant received a return postcard stamped by the Patent and Trademark Office OIPE on February 23, 2005, acknowledging receipt of the February 16, 2005 documents. Additionally, enclosed is a copy of the February 16, 2005 Amendment, which has been downloaded from PAIR, and which was also stamped by the OIPE on February 23, 2005.

Applicant received a Notice of Abandonment from the Patent and Trademark Office, mailed on May 26, 2005. On June 1, 2005, Applicant filed an Inquiry, outlining the above sequence of events. Applicant received a return postcard stamped by the Patent and Trademark Office OIPE on June 3, 2005, acknowledging receipt of the Inquiry.


Applicant has made a good faith effort to comply with the requirements set forth in the February 7, 2005 Notice of Noncompliant Amendment.

Applicant earnestly requests that the Notice of Abandonment in this application be withdrawn, and the application be returned to the Examiner for further prosecution on the merits.

Applicant believes that no fees are due. However, if it is determined that fees are due, the Commissioner is hereby authorized to charge any fees which may be required directly to the account of the undersigned, No. 50-0388 (Order No. ISHDP165D1).

The undersigned, Keiichi Nishimura, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application resulting therefrom.

Respectfully submitted,
BEYER WEAVER & THOMAS, LLP


Keiichi Nishimura
Registration No. 29,093

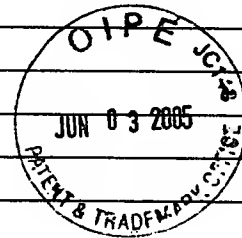
P.O. Box 70250
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(510) 663-1100



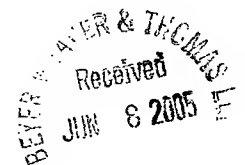
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|-----------|----------------------|--------------|----------|-----------------------|--------------|
| Docket # | ISHDP165D1 | By: | KXN/dn | Date of this mailing: | June 1, 2005 |
| Appl'n #: | 09/996,624 | Filing Date: | 11/28/01 | Express Mail # | |
| Inventors | Masao Fukuda, et al. | | | | |
| Title: | PACKAGING MACHINE | | | | |

The following have been received in the U.S. Patent Office on the date stamped hereon:

| Item | Description | # Pgs |
|------|--|-------|
| 1. | Inquiry, with Certificate of Mailing | 2 |
| 2. | Copy of return postcard, stamped by USPTO OIPE, date stamped February 23, 2005 | 1 |
| 3. | Copy of Amendment "D", originally mailed February 16, 2005 | 5 |
| 4. | | |
| 5. | | |
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BEYER WEAVER & THOMAS, LLP
SEEN/CONFIRMED
BY DOCKETING DEPT.
DATE: 6/15 BY: CN



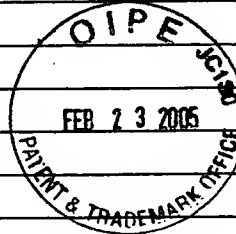
DATE: 6/15



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|-----------|----------------------|--------------|----------|-----------------------|-------------------|
| Docket # | ISHDP165D1 | By: | KXN/dn | Date of this mailing: | February 16, 2005 |
| Appl'n # | 09/996,624 | Filing Date: | 11/28/01 | Express Mail # | |
| Inventors | Masao Fukuda, et al. | | | | |
| Title: | PACKAGING MACHINE | | | | |

The following have been received in the U.S. Patent Office on the date stamped hereon:

| Item | Description | # Pgs |
|------|--|-------|
| 1. | Amendment Transmittal, with Certificate of Mailing | 1 |
| 2. | Amendment D, with Certificate of Mailing | 4 |
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BEYER WEAVER & THOMAS, LLP
ATTN/CONFIRMED
BY DOCKETING DEPT.
3/3/05 BY: LR



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Masao Fukuda, et al

Attorney Docket No.: ISHDP165D1

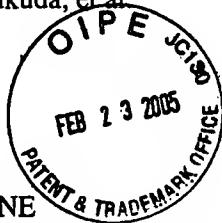
Application No.: 09/996,624

Examiner: C.R. Harmon

Filed: November 28, 2001

Group: 3721

Title: PACKAGING MACHINE



CERTIFICATE OF MAILING

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Signed: Deborah Neill

Deborah Neill

AMENDMENT TRANSMITTAL

Commissioner for Patents
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an Amendment for the above-identified application.

- ☒ Applicants believe that no Extension of Time is required; however, if it is determined that such an extension is required, Applicants hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 500388 (Order No. ISHDP165D1).
- ☒ Please charge any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 500388 (Order No. ISHDP165D1).

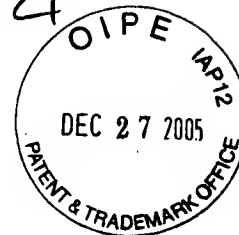
Respectfully submitted,
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3724



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Masao Fukuda, et al.
Serial No.: 09/996,624
Filed: November 28, 2001
For: PACKAGING MACHINE
Group Art Unit: 3721
Examiner: C. R. Harmon
Attorney Docket: ISHD P165D1

CERTIFICATE OF MAILING

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Deborah Neill

Deborah Neill

AMENDMENT "D"

Commissioner for Patents
Alexandria, Virginia 22313

Sir:

In response to the Office Communication dated February 7, 2005 in the above-referenced application, applicant amends the application as follows:

Amendments to the Claims:

Claims 1-2 (canceled).

Claim 3 (currently amended): ~~The packaging machine of claim 1~~ A packaging machine comprising:

a cylindrical chute;

means for bending an elongated bag-making film into a tubular form around said chute by mutually overlapping side edges of said film;

a heater unit for longitudinally sealing said mutually overlapping side edges of said film;

heater driving means for moving said heater unit between a sealing position at which said heater unit contacts said film and a retracted position at which said heater unit is separated from said chute; and

an air cylinder for controlling compressive force with which said heater unit at said sealing position compresses said film against said chute by having air of a specified pressure supplied thereto;

wherein said heater driving means includes another air cylinder.

Claims 4-17 (canceled).

Claim 18 (currently amended): ~~The packaging machine of claim 2~~ A packaging machine comprising:

a cylindrical chute;

means for bending an elongated bag-making film into a tubular form around said chute by mutually overlapping side edges of said film;

a heater unit for longitudinally sealing said mutually overlapping side edges of said film;

heater driving means for moving said heater unit between a sealing position at which said heater unit contacts said film and a retracted position at which said heater unit is

separated from said chute;

an air cylinder for controlling compressive force with which said heater unit at said sealing position compresses said film against said chute by having air of a specified pressure supplied thereto;

pressure regulating means for regulating air pressure supplied to said air cylinder to a specified pressure level; and

a controller for controllingly varying said specified pressure level;

wherein said heater driving means includes another air cylinder.


Claims 19-20 (canceled).

REMARKS

Claims 3 and 18 currently remain in the application. Claims 1, 2, 4, 5-17, 19 and 20 are canceled.

In response to said Office Communication, claims 6-17 are additionally presented as having been canceled. The undersigned attorney regrets having previously demonstrated a result of incomplete bookkeeping.

Respectfully submitted,



Keiichi Nishimura
Registration No. 29,093

February 16, 2005
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